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**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Vincent Bryan and Alex Kunzler

Application No./Patent No.: 10/713,837

Filed/Issue Date: November 14, 2003

Titled: HUMAN SPINAL DISC PROSTHESIS

Warsaw Orthopedic, Inc., a

Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest in;
2. ☐ an assignee of less than the entire right, title, and interest in  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %); or
3. ☐ the assignee of an undivided interest in the entirety of (a complete assignment from one of the joint inventors was made)  
the patent application/patent identified above, by virtue of either:

A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy therefore is attached.

OR

B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: Vincent Bryan and Alex Kunzler To: Spinal Dynamics Corporation

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: Spinal Dynamics Corporation To: Medtronic Sofamor Danek, Inc.

The document was recorded in the United States Patent and Trademark Office at  
Reel 013669, Frame 0543, or for which a copy thereof is attached.

3. From: Medtronic Sofamor Danek, Inc. To: SDGI Holdings, Inc.

The document was recorded in the United States Patent and Trademark Office at  
Reel 015635, Frame 0232, or for which a copy thereof is attached.

☒ Additional documents in the chain of title are listed on a supplemental sheet(s).

☐ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Dustin T. Johnson  
Signature

Dustin T. Johnson

Printed or Typed Name

10/19/09  
Date

Appointed Practitioner

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Vincent Bryan and Alex Kunzler (SUPPLEMENTAL SHEET)

Application No./Patent No.: 10/713,837 Filed/Issue Date: November 14, 2003

Entitled: Human Spinal Disc Prosthesis

Warsaw Orthopedic, Inc., a corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or  
2. ☐ an assignee of less than the entire right, title and interest  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %)

in the patent application/patent identified above by virtue of either:

A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: SDGI Holdings, Inc. To: Warsaw Orthopedic, Inc.  
The document was recorded in the United States Patent and Trademark Office at  
Reel 019064, Frame 0771, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Dustin T. Johnson

Signature

10/19/05

Date

Dustin T. Johnson

Printed or Typed Name

(972) 739-6969

Telephone Number

Appointed Practitioner

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

## ASSIGNMENT

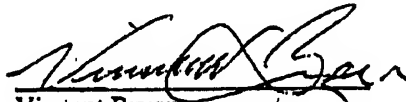
WHEREAS, we, Vincent BRYAN and Alex KUNZLER, have invented certain improvements in "Human Spinal Disc Endoprosthesis" for which we have filed an application for United States Letters Patent on May 15, 1997, assigned U.S. Serial No. 856,513, which issued as U.S. Patent No. 5,865,846; and

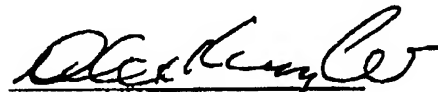
WHEREAS, SPINAL DYNAMICS CORPORATION, a corporation having an office at 9655 SE 36<sup>th</sup> Street, Suite 110, Mercer Island, WA, 98040-3732, desires to purchase same;

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration paid by SPINAL DYNAMICS CORPORATION, the receipt and sufficiency of which are hereby acknowledged, we have sold, assigned, transferred and conveyed the entire right, title and interest in and to U.S. Patent No. 5,865,846 and in and to any reissues, renewals, divisionals, or continuations thereof, or corresponding foreign applications that claim benefit thereof, together with all claims for damages by reason of past infringement of the patents and the right to sue for and collect such damages for its own use, the same to be held and enjoyed by SPINAL DYNAMICS CORPORATION for its own use and enjoyment and the use and enjoyment of its successors, assigns or other legal representatives to the full end of the term for which the patents are granted or reissued as fully and entirely as the same would have been held and enjoyed by us if this assignment and sale had not been made. Further, we bind ourselves, our legal representatives, administrators and assigns properly to execute without further consideration any and all applications, petitions, oaths and assignments or other papers

U.S. Serial No. 09/618,618  
Filed: July 18, 2000  
ASSIGNMENT

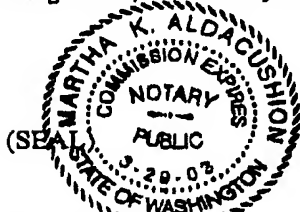
and instruments which may be necessary in order to carry into full force and effect the sale,  
assignment, transfer and conveyance made or intended to be made.


  
Vincent Bryan

  
Alex Kunzler

STATE OF WASHINGTON )  
COUNTY OF King ) ss.

On this 2d day of February, 2001, before me, a notary public, came Vincent  
Bryan, to me known and known to be the individual described in and who executed the foregoing  
assignment, and he duly acknowledged the same to be his free act and deed.



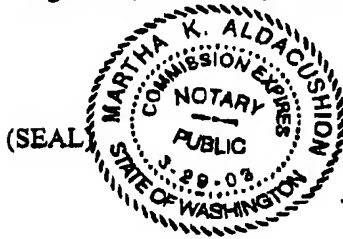
  
Notary Public

My Commission expires: March 29, 2003

STATE OF WASHINGTON )  
COUNTY OF King ) ss.

U.S. Serial No. 09/618,618  
Filed: July 18, 2000  
ASSIGNMENT

On this 2d day of February, 2001, before me, a notary public, came Alex Kunzler,  
to me known and known to be the individual described in and who executed the foregoing  
assignment, and he duly acknowledged the same to be his free act and deed.



MarthaKaldacushon  
Notary Public

My Commission expires: March 29, 2003